

110TH CONGRESS
1ST SESSION

H. R. 3579

To amend title 5, United States Code, to facilitate the temporary
reemployment of Federal annuitants, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 19, 2007

Mr. TOM DAVIS of Virginia (for himself, Mr. WOLF, and Mr. MARCHANT) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

A BILL

To amend title 5, United States Code, to facilitate the temporary reemployment of Federal annuitants, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. TEMPORARY REEMPLOYMENT OF ANNUITANTS.**

4 (a) CIVIL SERVICE RETIREMENT SYSTEM.—Section
5 8344 of title 5, United States Code, is amended—

6 (1) by redesignating subsection (l) as subsection
7 (m); and

8 (2) by inserting after subsection (k) the fol-
9 lowing:

1 “(1)(1) The head of an Executive agency may waive
2 the application of subsection (a) or (b) with respect to any
3 annuitant who is employed in such agency on a temporary
4 basis, subject to paragraph (2).

5 “(2) An annuitant may not, under authority of this
6 subsection, be excluded from the application of subsection
7 (a) or (b) (as the case may be) with respect to more
8 than—

9 “(A) 520 hours of service performed by such
10 annuitant during the period ending 6 months after
11 the date on which the annuity of such annuitant
12 commences;

13 “(B) 1,040 hours of service performed by such
14 annuitant during any 12-month period; or

15 “(C) 6,240 hours of service performed by such
16 annuitant during the lifetime of such annuitant.

17 “(3) The Director of the Office of Personnel Manage-
18 ment may prescribe any regulations necessary for the ad-
19 ministration of this subsection.”.

20 (b) FEDERAL EMPLOYEES’ RETIREMENT SYSTEM.—
21 Section 8468 of title 5, United States Code, is amended—

22 (1) by redesignating subsection (i) as subsection
23 (j); and

24 (2) by inserting after subsection (h) the fol-
25 lowing:

1 “(i)(1) The head of an Executive agency may waive
 2 the application of subsection (a) with respect to any annu-
 3 itant who is employed in such agency on a temporary
 4 basis, subject to paragraph (2).

5 “(2) An annuitant may not, under authority of this
 6 subsection, be excluded from the application of subsection
 7 (a) with respect to more than—

8 “(A) 520 hours of service performed by such
 9 annuitant during the period ending 6 months after
 10 the date on which the annuity of such annuitant
 11 commences;

12 “(B) 1,040 hours of service performed by such
 13 annuitant during any 12-month period; or

14 “(C) 6,240 hours of service performed by such
 15 annuitant during the lifetime of such annuitant.

16 “(3) The Director of the Office of Personnel Manage-
 17 ment may prescribe any regulations necessary for the ad-
 18 ministration of this subsection.”.

19 **SEC. 2. TECHNICAL AND CONFORMING AMENDMENTS.**

20 (a) Section 8344(m) of title 5, United States Code
 21 (as so redesignated by section 1(a)(1)) is amended—

22 (1) in paragraph (1), by striking “(k)” and in-
 23 serting “(l)”; and

24 (2) in paragraph (2), by striking “or (k)” and
 25 inserting “(k), or (l)”.

1 (b) Section 8468(j) of title 5, United States Code (as
2 so redesignated by section 1(b)(1)) is amended—

3 (1) in paragraph (1), by striking “(h)” and in-
4 serting “(i)”; and

5 (2) in paragraph (2), by striking “or (h)” and
6 inserting “(h), or (i)”.

7 (c) Section 1005(d)(2) of title 39, United States
8 Code, is amended—

9 (1) by striking “subsections (i) and (l)(2) of
10 section 8344” and inserting “subsections (i), (l), and
11 (m)(2) of section 8344”; and

12 (2) by striking “subsections (f) and (i)(2) of
13 section 8368” and inserting “subsections (f), (i),
14 and (j)(2) of section 8368”.

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